

Message Text

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ORIGIN COME-00

INFO OCT-01 EA-07 IO-13 ISO-00 FEA-01 AGRE-00 CEA-01
CIAE-00 DODE-00 EB-08 FRB-03 H-01 INR-07 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05 SS-15
STR-04 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01
/095 R

DRAFTED BY COM:TNAAD/OTP/BIEPR: DGARDNER

APPROVED BY EB/OT/TA:DJDUNFORD

COM:TNAAD/OTP/BIEPR: WKRIST

STR: HLAWRENCE

COM:TNAAD/OTP/BIEPR: SCRIVEN

TREASURY: EBARBER

COM:OIFI/BIEPR: VTRAVAGLINI

AGRICULTURE: JHUDSON

COM:OER/BIEPR: JMENES

STATE: RMEYER

LABOR:FLAVALLEE

EA:EP:MHENDERSON

-----039362 020632Z /10

R 012351Z AUG 77

FM SECSTATE WASHDC

TO AMEMBASSY WELLINGTON

INFO USMISSION GENEVA

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USMTN FOR MTN GENEVA

E.O. 11652: N/A

TAGS: ETRD, GATT, NZ

SUBJECT: NOTIFICATIONS OF SERVICES RESTRAINTS IN THE MTN

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1. THE TRADE ACT OF 1974 URGES THE PRESIDENT TO TAKE ALL FEASIBLE STEPS TO ELIMINATE BARRIERS TO INTERNATIONAL TRADE IN BOTH GOODS AND SERVICES AND INCLUDES SERVICES WITHIN THE PRESIDENT'S NEGOTIATING AUTHORITY FOR THE FIRST TIME. TO CARRY OUT THE TRADE ACT'S MANDATE ON SERVICES, STUDIES HAVE BEEN UNDERTAKEN BY THE COMMERCE DEPARTMENT AND BY THE ACCOUNTING FIRM OF WOLF AND COMPANY UNDER CONTRACT. THESE

TWO STUDIES INDICATE A WIDE VARIETY OF RESTRAINTS AFFECTING THE INTERNATIONAL DISSEMINATION OF SERVICES SUCH AS INSURANCE, BANKING, TRANSPORTATION, CONSULTING ENGINEERING, FRANCHISING AND OTHERS. BOTH STUDIES, HOWEVER, CONCLUDE THAT THE GREAT MAJORITY OF RESTRAINTS ARE ASSOCIATED WITH INTERNATIONAL INVESTMENT, WITH A RELATIVELY SMALL PORTION BEING ASSOCIATED WITH INTERNATIONAL TRADE IN SERVICES. SINCE THE MTN IS CONCERNED WITH BARRIERS TO TRADE, INVESTMENT-ORIENTED SERVICES PROBLEMS ARE NOT APPROPRIATE FOR NEGOTIATION THERE. IN FACT, SOME OTHER COUNTRIES MAY EVEN RESIST THE INTRODUCTION OF TRADE-RELATED SERVICE PROBLEMS IN THE MTN SINCE THERE IS LITTLE PRECEDENT FOR DOING SO IN PREVIOUS TRADE NEGOTIATIONS. ACCORDINGLY, U.S. SERVICE RESTRAINT NOTIFICATIONS IN THE MTN WILL INCLUDE ONLY

SIGNIFICANT RESTRICTIONS WHICH ARE ANALOGOUS TO NONTARIFF MEASURES AFFECTING TRADE IN GOODS.

2. BASED ON THE STUDIES MENTIONED ABOVE, WE HAVE SELECTED CANDIDATES FOR NOTIFICATION IN THE MTN. THE EMBASSY IS REQUESTED TO VERIFY THE EXISTENCE OF THE RESTRICTIONS LISTED IN PARA 4 BELOW. ALSO, THE EMBASSY IS REQUESTED TO (A) SUPPLY ANY ADDITIONAL INFORMATION AVAILABLE, PARTICULARLY WITH REGARD TO THE INTENT OF THE RESTRAINT AND ANY DISCRIMINATORY ASPECTS THEREOF, (B) ASSESS THE IMPORTANCE OF EACH OF THE RESTRAINTS LISTED IN TERMS OF ITS EFFECT

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ON ACTUAL OR POTENTIAL U.S. TRADE IN GOODS OR SERVICES, (C) ADVISE WHETHER OTHER SIGNIFICANT RESTRAINTS ON SERVICES HAVE BEEN OVERLOOKED, AND (D) ADVISE ON THE UTILITY OF ATTEMPTING TO REDUCE OR ELIMINATE THESE SERVICE RESTRAINTS IN THE MTN.

3. AS EMBASSY MAY BE AWARE, THE SPECIAL TRADE REPRESENTATIVE HAS RECENTLY AGREED WITH THE EUROPEAN COMMUNITY ON A TIMETABLE DESIGNED TO BRING THE MTN TO AN EARLY CONCLUSION. THIS HAS AN IMMEDIATE IMPACT ON THE TIMETABLE FOR OBTAINING INFORMATION ON RESTRICTIONS THE U.S. IS INTERESTED IN RAISING IN THE MTN. PRESENT PLANS REQUIRE THAT INTERAGENCY CONSIDERATION OF NOTIFICATION TEXTS BEGIN BY AUGUST 19 SO THAT NOTIFICATIONS CAN BE TABLED IN GENEVA AS SOON AS POSSIBLE THEREAFTER. ACCORDINGLY, THE EMBASSY IS REQUESTED TO REPLY BY AUGUST 8 TO ALLOW TIME FOR COMPILING RESPONSES INTO APPROPRIATE NOTIFICATIONS.

4. COMMERCIALS PRODUCED OUTSIDE NEW ZEALAND MAY NOT BE BROADCAST. CHRISTOPHER

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TRADE LAW, TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Sent Date: 01-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE180219
Document Source: CORE
Document Unique ID: 00
Drafter: TNAD/OTP/BIEPR: DGARDNER
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770276-0073
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
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Legacy Key: link1977/newtext/t197708109/aaaadowr.tel
Line Count: 114
Litigation Code IDs:
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Litigation History:
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Message ID: a6fa2150-c288-dd11-92da-001cc4696bcc
Office: ORIGIN COME
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1427612
Secure: OPEN
Status: NATIVE
Subject: NOTIFICATIONS OF SERVICES RESTRAINTS IN THE MTN LIMITED OFFICIAL USE LIMITED OFFICIAL USE
TAGS: ETRD, NZ, GATT, MTN
To: WELLINGTON
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/a6fa2150-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009